



General Assembly

February Session, 2020

Raised Bill No. 5216

LCO No. 1183



Referred to Committee on EDUCATION

Introduced by:
(ED)

AN ACT ELIMINATING THE LICENSURE EXEMPTION FOR CERTAIN ORGANIZATIONS PROVIDING CHILD CARE SERVICES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 19a-77 of the 2020 supplement to
2 the general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective October 1, 2020*):

4 (b) For licensing requirement purposes, child care services shall not
5 include such services which are:

6 (1) (A) Administered by a public school system, or (B) administered
7 by a municipal agency or department;

8 (2) Administered by a private school which is in compliance with
9 section 10-188 and is approved by the State Board of Education or is
10 accredited by an accrediting agency recognized by the State Board of
11 Education, provided the provision of such child care services by the
12 private school is only to those children whose ages are covered under
13 such approval or accreditation;

14 (3) Classes in music, dance, drama and art that are no longer than two
15 hours in length; classes that teach a single skill that are no longer than
16 two hours in length; library programs that are no longer than two hours
17 in length; scouting; programs that offer exclusively sports activities;
18 rehearsals; academic tutoring programs; or programs exclusively for
19 children thirteen years of age or older;

20 (4) Informal arrangements among neighbors and formal or informal
21 arrangements among relatives in their own homes, provided the relative
22 is limited to any of the following degrees of kinship by blood, marriage
23 or court order to the child being cared for: Grandparent, great-
24 grandparent, sibling, aunt or uncle;

25 (5) Supplementary child care operations for educational or
26 recreational purposes and the child receives such care infrequently
27 where the parents are on the premises;

28 (6) Supplementary child care operations in retail establishments
29 where the parents remain in the same store as the child for retail
30 shopping, provided the drop-in supplementary child-care operation
31 does not charge a fee and does not refer to itself as a child care center;

32 [(7) Administered by a nationally chartered boys' and girls' club that
33 are exclusively for school-age children;]

34 [(8)] (7) Religious educational activities administered by a religious
35 institution exclusively for children whose parents or legal guardians are
36 members of such religious institution; or

37 [(9) Administered by Solar Youth, Inc., a New Haven-based nonprofit
38 youth development and environmental education organization;]

39 [(10)] (8) Programs administered by organizations under contract
40 with the Department of Social Services pursuant to section 17b-851a that
41 promote the reduction of teenage pregnancy through the provision of
42 services to persons who are ten to nineteen years of age, inclusive. [;]

43 [(11) Administered by the Cardinal Shehan Center, a Bridgeport-

44 based nonprofit organization that is exclusively for school-age children;

45 (12) Administered by Organized Parents Make a Difference, Inc., a
46 Hartford-based nonprofit organization that is exclusively for school-age
47 children; or

48 (13) Administered by Leadership, Education and Athletics in
49 Partnership, Inc., a New Haven-based nonprofit youth development
50 organization.]

51 Sec. 2. Subdivision (1) of section 19a-420 of the general statutes is
52 repealed and the following is substituted in lieu thereof (*Effective October*
53 *1, 2020*):

54 As used in this chapter:

55 (1) "Youth camp" means any regularly scheduled program or
56 organized group activity advertised as a camp or operated only during
57 school vacations or on weekends by a person, partnership, corporation,
58 association, the state or a municipal agency for recreational or
59 educational purposes and accommodating for profit or under
60 philanthropic or charitable auspices five or more children, who are at
61 least three years of age and under sixteen years of age, who are (A) not
62 bona fide personal guests in the private home of an individual, and (B)
63 living apart from their relatives, parents or legal guardian, for a period
64 of three days or more per week or portions of three or more days per
65 week, provided any such relative, parent or guardian who is an
66 employee of such camp shall not be considered to be in the position of
67 loco parentis to such employee's child for the purposes of this chapter,
68 but does not include (i) classroom-based summer instructional
69 programs operated by any person, provided no activities that may pose
70 a health risk or hazard to participating children are conducted at such
71 programs, (ii) public schools, or private schools in compliance with
72 section 10-188 and approved by the State Board of Education or
73 accredited by an accrediting agency recognized by the State Board of
74 Education, which operate a summer educational program, or (iii)
75 licensed child care centers; [or (iv) drop-in programs for children who

76 are at least six years of age administered by a nationally chartered boys'
77 and girls' club;]

78 (2) "Resident camp" means any youth camp which is established,
79 conducted or maintained on any parcel or parcels of land on which there
80 are located dwelling units or buildings intended to accommodate five
81 or more children who are at least three years of age and under sixteen
82 years of age for at least seventy-two consecutive hours and in which the
83 campers attending such camps eat and sleep;

84 (3) "Day camp" means any youth camp which is established,
85 conducted or maintained on any parcel or parcels of land on which there
86 are located dwelling units or buildings intended to accommodate five
87 or more children who are at least three years of age and under sixteen
88 years of age during daylight hours for at least three days a week with
89 the campers eating and sleeping at home, except for one meal per day,
90 but does not include programs operated by a municipal agency;

91 (4) "Person" means the state or any municipal agency, individual,
92 partnership, association, organization, limited liability company or
93 corporation;

94 (5) "Commissioner" means the Commissioner of Early Childhood;
95 and

96 (6) "Office" means the Office of Early Childhood.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2020</i>	19a-77(b)
Sec. 2	<i>October 1, 2020</i>	19a-420(1)

Statement of Purpose:

To remove the licensure exemption for certain organizations that provide child care services.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]